HIGH COURT OF UTTARANCHAL AT NAINITAL

Bail Application No. 1042 of 2006

CRIMINAL SIDE

Gurmej Singh s/o Sri Surjeet Singh
R/o village Raghuliya, P.S. Khatima
District Udham Singh Nagar .....Accused/Applicant

Versus

State of Uttaranchal ..... Opposite Party

Case Crime No. 2299 of 2006
Under Sections 395, 412 I.P.C.
P.S. Khatima, District Udham Singh Nagar

By the Court

Hon'ble Rajesh Tandon, J.

Heard Sri S.K. Mandal, Advocate for the applicant and the A.G.A. for the prosecution.

Accused applicant Gurmej Singh has applied for bail in case crime No. 2299 of 2006 under Sections 395 and 412 I.P.C. P.S. Khatima, District Udham Singh Nagar. According to the prosecution case two watches were recovered from the possession of the accused which were alleged to have been looted by the accused from the complainant. Counsel for the applicant has pointed out that there is no mention in the F.I.R. regarding the watches have been stolen. At present no criminal history has been alleged against the accused.

Counsel for the applicant has submitted that co-accused Harnaik Singh @ Naiku has already been released on bail vide order dated 3.11.2006 in Bail Application No. 963 of 2006.

Considering the totality of facts and circumstances, in my opinion, it is a fit case for bail.

Let the accused applicant be released on bail on his furnishing a personal bond and two sureties each in the like amount to the satisfaction of the Magistrate concerned.

Rajesh Tandon, J.

Dated: 29.11.2006
*Dhyani